

In re Patent Application of:
ROOZROKH ET AL.
Serial No. **10/620,552**
Filing Date: **July 16, 2003**
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REMARKS

Claims 1-10 and 32-42 remain in this application.
Claims 11-31 were previously cancelled.

Applicants have filed this divisional case with original claims 1-10 that were restricted in the parent application Serial No. 09/928,974. A Preliminary Amendment was filed with the divisional case in which new claims 32-42 were added in the Preliminary Amendment. An Information Disclosure Statement listing the patent references cited in the parent case was also enclosed.

A printout from the Patent Information Retrieval Information (PAIR) for the above-identified divisional application indicates that the Preliminary Amendment was entered on July 16, 2003 and should have been considered by the Examiner such that claims 1-10 and 32-42 as a divisional case were pending.

Applicants submit that the rejection under the judicially created doctrine of obviousness-type double patenting over claims 1-21 of U.S. Patent No. 6,642,078 is improper for pending original claims 1-10 and previously presented claims 32-42.

Applicants enclose a copy of the Patent Information Retrieval Database indicating the entry of the Preliminary

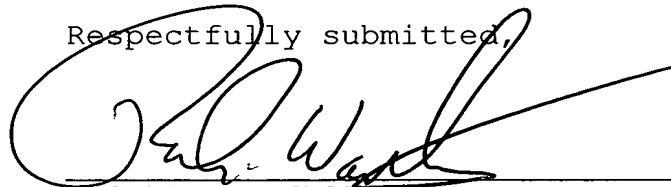
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Amendment on July 16, 2003. Applicants also enclose a copy of the Preliminary Amendment filed with the divisional case on July 16, 2003.

Applicants contend that the present case is in condition for allowance and respectfully requests that the Examiner issue a Notice of Allowance and Issue Fee Due.

If the Examiner has any questions concerning this Preliminary Amendment, the undersigned attorney would appreciate a telephone call.

Respectfully submitted,



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